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Attorney for Plaintiff,
HILARIO MARTINEZ

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

HILARIO MARTINEZ,

Plaintiff,

v.

Case No.: C11-01017 SBA (LB)

STIPULATED PROTECTIVE
ORDER

CITY OF PITTSBURG;
CITY OF PITTSBURG POLICE DEPARTMENT;
DANIEL BUCK, individually and as an Officer of
the CITY OF PITTSBURG POLICE
DEPARTMENT (Badge #293);
CHUNLIAM SAECHAO, individually and as an
Officer of the CITY OF PITTSBURG POLICE
DEPARTMENT (Badge #288);
RYAN WILKIE, individually and as an Officer of
the CITY OF PITTSBURG POLICE
DEPARTMENT (Badge #265);
BRIAN SCOTT, individually and as an Officer of
the CITY OF PITTSBURG POLICE
DEPARTMENT (Badge #292); and
DOES 1 – 100, inclusive,

Defendants.

It is hereby agreed by and between the Office of the District Attorney of Contra Costa
County by and through Counsel, Brian Michael Feinberg, Deputy District Attorney, and
Plaintiff, Hilario Martinez, by and through Counsel, Panos Lagos, that the documents sought
pursuant to Plaintiff's Subpoena Duces Tecum for the production of documents and things
constituting the entire District Attorney file in *People v. Hilario Martinez*, Contra Costa County
Case No.: 162025-1, served upon the Office of the District Attorney of Contra Costa County on

STIPULATED PROTECTIVE ORDER

- 1 -

Martinez v. City of Pittsburg, et al.
C11-01017 SBA

July 27, 2011, is subject to the following Protective Order:

1. The confidential information shall be used only in the above-captioned matter;
2. The confidential information produced can be shared with:
 - a. Plaintiff;
 - b. Plaintiff's counsel, and any counsel associated with Plaintiff's counsel, and who have signed the "Acknowledgment and Agreement to be Bound" (Exhibit A);
 - c. Defendants' counsel and their clients ("Defendants" herein) and who have signed the "Acknowledgment and Agreement to be Bound" (Exhibit A);
 - d. Experts of either Plaintiff or Defendants to whom the disclosure is reasonably necessary for this litigation and who have signed the "Acknowledgment and Agreement to be Bound" (Exhibit A);
 - e. The Court and its personnel, court reporters and their staff, professional jury or trial consultants, mock jurors, and professional vendors to whom disclosure is reasonably necessary for this litigation and who have signed the "Acknowledgment and Agreement to be Bound" (Exhibit A);
 - f. Witnesses in the action, during their depositions, to whom disclosure is reasonably necessary and who have signed the "Acknowledgment and Agreement to be Bound" (Exhibit A);
 - g. The author or recipient of a document containing the information or a custodian or other person who otherwise possessed or knew the information;
 - h. For trial.

Pages of transcribed deposition testimony or exhibits to depositions that reveal protected material must be separately bound by the court reporter and may not be disclosed to anyone except as permitted under this Stipulated Protective Order.

3. Plaintiff shall maintain the confidential information in his custody, control and access.

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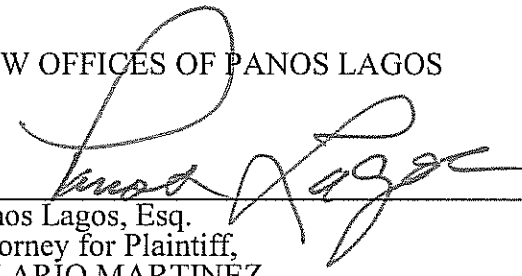
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- 1 4. The confidential information shall not be stored in any type of document or
2 information retrieval system, database, or any format of compilation for such
3 information.
4 5. The confidential information shall be destroyed upon completion of the above-
5 captioned matter.
6

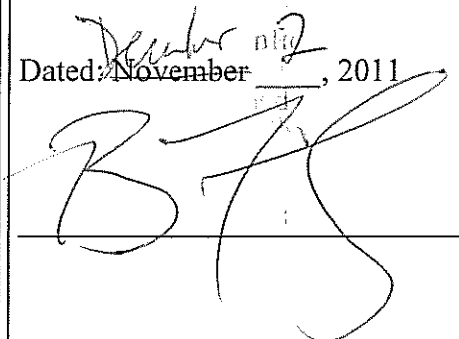
7 IT IS SO STIPULATED, THROUGH COUNSEL AS AFORE DESCRIBED.

8 December 2
9 Dated: November, 2011

LAW OFFICES OF PANOS LAGOS

10 
11 Panos Lagos, Esq.
12 Attorney for Plaintiff,
13 HILARIO MARTINEZ

14 December 2
15 Dated: November, 2011

16 
17 Office of the District Attorney,
18 County of Contra Costa County

19 By: Brian Michael Feinberg
20 Deputy District Attorney

21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22 Dated: December 21, 2011

23 
24 LACREL BEELER
25 United States Magistrate Judge
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EXHIBIT A

ACKNOWLEDGEMENT AND AGREEMENT TO BE BOUND

I, _____ [print or type full name],
of _____
[print or type full address], declare under penalty of perjury that I have read in its entirety and
understand the Stipulated Protective Order that was issued by the United States District Court for
the Northern District of California on _____ [date of order] in the case of
Martinez v. City of Pittsburg, et al., Case No.: C11-01017 SBA. I agree to comply with and to be
bound by all the terms of this Stipulated Protective Order and I understand and acknowledge that
failure to so comply could expose me to sanctions and punishment in the nature of contempt. I
solemnly promise that I will not disclose in any manner any information or item that is subject to
this Stipulated Protective Order to any person or entity except in strict compliance with the
provisions of this Order.

I further agree to submit to the jurisdiction of the United States District Court for the
Northern District of California for the purpose of enforcing the terms of this Stipulated Protective
Order, even if such enforcement proceedings occur after termination of this action.

I hereby appoint _____
[print or type full name] of _____
[print or type full address and telephone number] as my California agent for service of process in
connection with this action or any proceedings related to enforcement of this Stipulated
Protective Order.

Date: _____

City and State where sworn and signed: _____

Printed name: _____
[printed name]

Signature: _____
[signature]